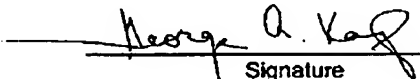


PTO/SB/31 (12-97)
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 84,352								
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="padding: 2px;">In re Application of Villalobos et al</td> </tr> <tr> <td style="padding: 2px;">Application Number 10/601,884</td> <td style="padding: 2px;">Filed June 24, 2003</td> </tr> <tr> <td colspan="2" style="padding: 2px;">For Spinel and Process for making Same</td> </tr> <tr> <td style="padding: 2px;">Group Art Unit 1775</td> <td style="padding: 2px;">Examiner Ling X. Xu</td> </tr> </table>			In re Application of Villalobos et al		Application Number 10/601,884	Filed June 24, 2003	For Spinel and Process for making Same		Group Art Unit 1775	Examiner Ling X. Xu
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<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, <u>Feb. 10, 2005</u>, rejecting the following claims: <u>1,4,5,19 and 20</u></p> <hr/> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$<u>250.00</u></p> <p><input type="checkbox"/> Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$_____</p> <p>A statement of small entity status under 37 CFR 1.27:</p> <p><input type="checkbox"/> is enclosed.</p> <p><input type="checkbox"/> has already been filed in this application.</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0281</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p>I am the</p> <p><input type="checkbox"/> applicant.</p> <p><input type="checkbox"/> assignee of record of the entire interest.</p> <p><input type="checkbox"/> attorney or agent of record.</p> <p><input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).</p> <p style="margin-left: 40px;">Registration number if acting under 37 CFR 1.34(a): <u>22,898</u></p> <div style="text-align: right; margin-top: 20px;">  _____ Signature George A. Kap _____ Typed or printed name </div> <div style="text-align: right; margin-top: 20px;"> <u>4-20-2005</u> Date </div>										

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.